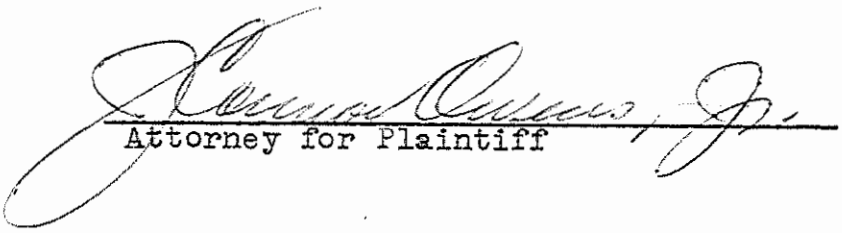


L.A. GODBOLD,
PLAINTIFF,
VS.
JOHN HOLTON LUNSFORD,
DEFENDANT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN LAW NO. 4231

The plaintiff claims of the defendant the sum of \$300.00 as damages for that on heretofore, to-wit: the 14th day of June, 1959, at about 3:35 P.M. at the intersection of Magnolia Avenue and Church Street, in Fairhope, Alabama, a public road in Baldwin County, Alabama, the defendant so negligently operated an automobile as to cause or allow the same to run into, upon or against the automobile of the plaintiff and which was then and there being operated by the plaintiff's wife, and as a proximate consequence and result of the negligence of the defendant aforesaid, the plaintiff's automobile was rendered a complete loss, wherefore he brings this suit and asks judgment in the above amount.


Attorney for Plaintiff

OF THE WITHIN WITH

THIS THE _____ DAY OF _____

19 _____

SHERIFF

By _____

DEPUTY SHERIFF

EXECUTED BY LEAVING A COPY,
OF THE WITHIN WITH

John Holton Lunsford
THIS THE 18 DAY OF _____

April 1960

C. H. Scott
SHERIFF

By *W. A. Branton*

DEPUTY SHERIFF

The Sheriff Claims 54 Miles
at .10¢ per mile.
For a total of \$ 5.40

W. A. Branton
SHERIFF - DEPUTY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW

NO. 42-31.

L.A. GODBOLD,

PLAINTIFF,

VS.

JOHN HOLTON LUNSORD,

DEFENDANT.

SUMMONS & COMPLAINT

FILED

APR 8 60

ANCE L. DUCK, CLERK
REGISTER

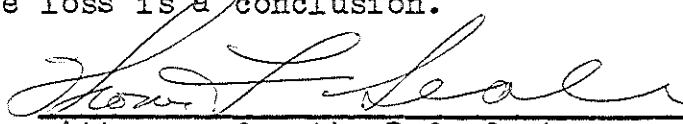
LAW OFFICES OF
J. CONNOR OWENS, JR.

101 COURTHOUSE SQUARE
BAY MINETTE, ALABAMA

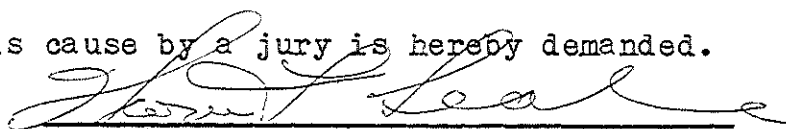
L. A. GODEBOLD,	0	IN THE CIRCUIT COURT
Plaintiff	0	
		OF
Vs.	0	BALDWIN COUNTY, ALABAMA.
JOHN HOLTON LUNSFORD,	1	AT LAW. CASE NO. ____
Defendant.	1	

Comes the defendant in the above styled cause and demurs to the Bill of Complaint heretofore filed in said cause and to each and every paragraph, phase and aspect and Count thereof seperately and severally and for grounds of demurrer thereto sets down and assigns the following seperate and several grounds of demurrer:

1. For that said Bill of Complaint fails to state a cause of action against this defendant.
2. For that said Bill of Complaint is vague, indefinite and uncertain.
3. For that the automobile of the plaintiff is not described with sufficient certainty as to inform the defendant as to what type vehicle he is charged with running into, upon or against.
4. For that the injuries to the automobile of the plaintiff are not sufficiently described.
5. For that the make and model of the Plaintiff's automobile is not described or set out in said Bill of Complaint.
6. For that the damages to the plaintiff's automobile are not set out with sufficient certainty or set out at all so as to inform this defendant of the injuries he charged with causing to the automobile of the plaintiff.
7. For that the allegation that the automobile of the plaintiff was a complete loss is a conclusion.


Attorney for the Defendant.

A trial of this cause by a jury is hereby demanded.


Attorney for the Defendant.

4231

RECORDED

L. A. Godbold,

Plaintiff

vs

John Holton Lunsford,

Defendant.

FILED

APR 26 1960

WILL DUCK, CLERK
REGISTER

THOMAS F. SEALE, JR.
ATTORNEY AND COUNSELOR AT LAW
LIVINGSTON, ALABAMA

May 12th, 1960

OFFICE PHONE 3831
RESIDENCE PHONE 3671

Mrs Alice J. Duck
Circuit Clerk,
Baldwin County,
Bay Minette, Ala.

Dear Mrs Duck:

Re: Godbold
vs Lunsford
Case No. 4231.

I am in receipt of a card from you in which you state that the next pleading date will be on May 17th, 1960. I assume that this is merely the day on which all pending pleadings in all cases will be ruled on and that this is not actually the day on which the case is set for trial. If this is correct I will appreciate it if you will advise the Judge that I would like a ruling on the Demurrer which I filed in this cause and if you will be so kind please send me a copy of his ruling. At this time I would also appreciate it very much if you will advise me as to the date on which this case is actually set for trial.

If this case is actually set for trial on May 17th, 1960 I will appreciate it if you will call me collect here at Livingston, Alabama, and advise me of this fact. If I am not in the office should you call please advise anyone who answers the call and they will deliver the message to me. If you find it necessary to call I suggest 9 AM Saturday and I will be sure to be in at that time.

Thanking you, I am

Yours very truly,


Thomas F. Seale.

THOMAS F. SEALE, JR.
ATTORNEY AND COUNSELOR AT LAW
LIVINGSTON, ALABAMA

OFFICE PHONE 3831
RESIDENCE PHONE 3871

April 25, 1960

Mrs Alice J. Duck, Circuit Clerk
Baldwin County, Alabama.
Bay Minette, Ala.

Dear Mrs Duck:

Re: Godbold
vs Lunsford.

I inclose herewith demurrer which I would like to file for the defendant in the above entitled cause. I will greatly appreciate it if you will acknowledge receipt of and the filing of the same for me. I would also like to know when this case is set for trial or if you do not know yet about this please give me the approximate date on which it may be set.

Thanking you and with kindest personal regards, I am

Yours very truly,


Thomas F. Seale

TFS/lts

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. _____

APRIL _____ TERM, 1960

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon JOHN HOLTON LUNSFORD

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against _____

JOHN HOLTON LUNSFORD _____, Defendant _____

by _____

L.A. GODBOLD _____, Plaintiff _____

Witness my hand this 8 day of Apr 1960

W. J. Nease, Clerk

Ed 4-18-60

Defendant lives at Geiger, Alabama.

No. _____ Page _____

The State of Alabama

Baldwin County

CIRCUIT COURT

Plaintiffs

vs.

Defendants

Summons and Complaint

Filed _____ 19__

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19__

, Sheriff

I have executed this summons

this _____ 19__

by leaving a copy with

Sheriff

Deputy Sheriff